

CITY COUNCIL, CITY OF LODI
COUNCIL CHAMBER, CITY HALL
DECEMBER 7, 1955

This regular meeting of the City Council of the City of Lodi held beginning at 8:00 o'clock p.m. of Wednesday, December 7, 1955; Councilmen Fuller, Hughes, Mitchell, Richey, and Robinson (Mayor) present; none absent. City Attorney Mullen and City Manager Weller also present.

Minutes of the previous meetings of November 2, 1955, and November 15, 1955, were approved as written and mailed with the correction of the second sentence in the paragraph entitled "Abandon Por. of Easement in Costa Tr." in the minutes of November 2, 1955, to read as follows:

"He explained that there are no utilities in this easement and the City has received an easement of four feet from the owner of the lot just south of Lot 22, thereby giving the City ten feet if the requested abandonment is approved."

PUBLIC HEARINGS

VACATION OF
MAGNOLIA AVE. Mayor Robinson called for those protesting the abandonment of Magnolia Avenue to address the Council. No protests were received. The City Manager explained that the abandonment of this street had been requested by a title company to clear the title of the property. The street had never been improved, and there is some reason to believe the street had been abandoned while in unincorporated territory although there is insufficient evidence to establish proof of such abandonment. On the motion of Councilman Richey, Mitchell second, the Council introduced Ordinance No. 545 entitled "Ordering the Vacation of Magnolia Avenue in Subdivision of Lot 2, Burr's Addition to Lodi".

LODI ARCH Mr. Albert Nies, stating that he was Chairman of the Lodi Arch Committee, addressed the City Council to state that the Arch Committee was conducting a subscription drive to raise funds to repair the Lodi Arch. He stated that he felt they now had enough money to approach the City Council with a proposal that the Committee begin the repair of the Arch about the first of the year. They asked if the City would remove the plaster from the Arch and haul it away. Mrs. H. E. Looser reported that the Committee had received \$3,246.60 in cash and donations of labor and materials representing an additional \$800 to \$900. City Attorney Mullen suggested that the City call for bids and the Committee turn the money over to the City. Mr. Nies replied that this procedure would cost too much money. He stated that the Committee had already arranged with Hieb Brothers to undertake the construction. Mr. Mullen then pointed out that the City must protect itself from liability during the construction process. He stated that the ownership of the Arch would be very difficult to establish, but in any event the City Council must take the necessary precautions. Councilman Hughes then moved, Fuller second, that the City Attorney be authorized to negotiate with Herbert Hieb toward a contract which would hold the City harmless during the reconstruction of the Arch. The motion passed by unanimous vote.

Councilman Fuller pointed out that the Committee's estimate of cost to repair the Arch was \$6,000 and the amount accounted for earlier in the evening totaled closer to \$4,000. He asked if the Committee felt they had enough money. Mr. Herbert Hieb replied that the Council should not worry about the money because it was no problem. Mr. Eric Woock stated he felt the question of the ownership of the Arch should be settled, and more particularly he was interested in knowing if the City Council would agree to accept the Arch for maintenance after the reconstruction was completed. The Council agreed that this decision should be made after the job is finished.

COMMUNICATIONS

CHRISTMAS DECORATIONS C. OF C.	Letter dated November 25, 1955 from the Lodi District Chamber of Commerce requesting permission to install Christmas decorations on and over the streets of the City, and also requesting permission to utilize the City's ladder truck in the installation of the decorations. Mr. Weller stated that he had given administrative approval to the request of the Chamber at the time of receipt of the letter, subject to the final approval of the City Council. He stated his approval was granted on the basis of the Chamber's letter agreeing to hold harmless and indemnify the City for any and all claims arising out of personal injury or property damage as a result of the installation or the use of City equipment. The action of the City Manager was approved on the motion of Councilman Hughes, Mitchell second.
CITIES-COUNTY MEETING	Mr. Weller reminded the Council of the meeting between the City Councils of San Joaquin County cities and the County Board of Supervisors to be held in Stockton, December 8, 1955.
EMPLOYEES XMAS DINNER	Letter from Alvin C. Inman, President of the City Employees' Association, inviting the members of the City Council to the annual Christmas Party to be held by the Association on December 9, 1955.
MOSQUITO ABATEMENT DISTRICT VACANCY	A letter from the Northern San Joaquin County Mosquito Abatement District reminding the City Council that the term of the City's appointee to the District Board of Trustees, Harold E. Ball, expires December 31, 1955. It was noted that Mr. Ball will resign shortly and has indicated that he will not be available for reappointment.

REPORTS OF THE CITY MANAGER

LODI AVENUE DRIVEWAY REQUEST	The City Manager presented a request from Mr. Herb Lehr for a fifty-foot driveway at 226-228 East Lodi Avenue. He reported that the City Engineer recommended that applicant be granted two twenty-foot driveways as a means of preventing the users of the off-street parking spaces at this address from backing out into the Lodi Avenue traffic. Permission to install two twenty-foot driveways at the above address was granted on the motion of Councilman Mitchell, Richey second.
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RES. #1891
ADOPTEDELECTRIC
CONTRACT

The City Manager recommended that the City Council adopt Resolution No. 1891, reaffirming the action taken in Resolution No. 1887, adopted October 19, 1955. Mr. Weller explained that some question of the sufficiency of Resolution No. 1887 had been raised because it was adopted prior to the decision to exclude the City of Roseville from the number of cities contracting for P. G. & E. power. Resolution No. 1891 was adopted on the motion of Councilman Hughes, Richey second.

GASOLINE
SPECS

Specifications for gasoline to be used by the City of Lodi for the calendar year 1956, including 45,000 gallons of regular and 40,000 gallons of ethyl gasoline, were approved on the motion of Councilman Fuller, Mitchell second.

INSURANCE
SPECS

The City Manager presented the specifications for the City's liability insurance for the calendar year 1956. He explained that in the past the City has asked for coverage of \$100,000/300,000 for public liability and \$15,000/25,000 for property damage. The specifications this year request alternate bids on \$300,000/500,000 public liability and \$25,000/50,000 and \$50,000/100,000 for property damage. The specifications were approved and the City Manager was authorized to ask for informal quotations for the 1956 insurance on the motion of Councilman Richey, Mitchell second.

TRAFFIC
SIGNALS

The City Manager presented a memorandum from the City Engineer stating that a traffic study of the five major intersections suggested for installation of traffic lights had been completed. Each of the intersections has been analysed on the bases of total volume, peak volume, average day-time and average night-time traffic. The installation of traffic signals was recommended for the corners of Church Street and Lodi Avenue, Hutchins Street and Lodi Avenue, and Church and Pine Streets. He further recommended that the traffic at the intersection of School Street and Lodi Avenue be re-examined after the traffic has had a chance to readjust after the installation of traffic signals at the above intersections. He further recommended that, from a traffic engineering standpoint, the signals on Lodi Avenue, Church Street, and Pine Street be timed to permit a continuous flow of traffic during the day-time, and that at night the two signals on Lodi Avenue should flash yellow for Lodi Avenue and red for Hutchins and Church. He recommended that the signal at Pine and Church should flash yellow for both streets. Councilman Mitchell moved, Richey second that the City Engineer's recommendations be approved as stated in his memorandum dated December 6, 1955. The motion carried by the following vote:

AYES: Councilmen - Hughes, Mitchell, Richey
and Robinson

NOES: Councilmen - Fuller

ABSENT: Councilmen - None

Councilman Fuller stated that the installation of the traffic signals would be unwise because he felt it would increase the number of fatal accidents and slow the traffic.

CLAIMS

Claims in the amount of \$118,026.79 were approved on the motion of Councilman Fuller, Richey second.

REZONING
RAGGI
PROPERTY

The City Manager read a letter, dated November 1, 1955 and signed by Ralph B. Pahlmeyer, Ray G. Sanderson, James Raggi and Amelia Raggi, stating that the above owners of property at the northwest corner of Ham Lane and Lockeford Street agree to the following as conditions to the rezoning of their property from R-1 to C-1:

1. That commercial development of the stated property is expressly conditioned upon the same being adequately screened from the adjoining properties to the north and west with materials which will harmonize and be compatible with said adjoining residential properties and which will satisfy FHA requirements for future financing of said adjoining properties for residential development.

2. Condition: That any building erected or placed upon said property will have a minimum set back from the adjoining residential properties to the north and west of at least 15 feet from the property line.

3. That in the event commercial development of all of said property has not been commenced prior to January 1, 1957, the City Council will be at liberty to rezone such part of said property as is not then devoted to commercial use or being developed as such to R-1 status.

ORD. NO. 543
ADOPTEDAPPROVE
REZONING

ORDINANCE NO. 543, ENTITLED "AMENDING THE OFFICIAL DISTRICT MAP OF THE CITY OF LODI AND THEREBY REZONING A CERTAIN PARCEL IN THE NORTHWEST QUARTER OF SECTION 2, TOWNSHIP 3 NORTH, RANGE 6 EAST", having been introduced at the regular meeting of October 19, 1955, was brought up for passage on the motion of Councilman Richey, Hughes second. Second reading was omitted by unanimous consent after reading by title, and was then passed, adopted and ordered to print by the following vote:

AYES: Councilmen - Fuller, Hughes, Mitchell,
Richey and Robinson
NOES: Councilmen - None
ABSENT: Councilmen - None

Mayor Robinson then signed Ordinance No. 543 in approval thereof.

ORD. NO. 544
ADOPTEDSTONE BROS.
REZONING

ORDINANCE NO. 544, ENTITLED "AMENDING THE OFFICIAL DISTRICT MAP OF THE CITY OF LODI AND THEREBY REZONING A CERTAIN PARCEL OF LAND AT THE NORTHEAST CORNER OF HAM LANE AND LOCKEFORD STREET", having been introduced at the regular meeting of November 16, 1955, was brought up for passage on the motion of Councilman Fuller, Richey second. Second reading was omitted by unanimous consent after reading by title, and was then passed, adopted and ordered to print by the following vote:

AYES: Councilmen - Fuller, Hughes, Mitchell,
Richey and Robinson
NOES: Councilmen - None
ABSENT: Councilmen - None

Mayor Robinson then signed Ordinance No. 544 in approval thereof.

ANNEXATION
61ST ADDN.

Mr. Weller presented a petition requesting the annexation of Lots 35, 34, 27, and portions of Lots 26 and 48 of the Gerard Tract, such property being at the northwest corner of Loma Drive and Lockeford Street. The annexation is requested under the "Annexation of Uninhabited Territory Act of 1939". The petition contained signatures of the owners of 100% of the property included in the annexation request. On the motion of Councilman Hughes, Mitchell second, the Council voted to adopt Resolution #1890, declaring the intention of the City Council to annex said territory and setting a public hearing for January 4, 1956.

RES. OF INT.
#1890
ADOPTEDPOLICE DEPT.
COMMEDED

Mr. Weller read a letter from the Lodi Union High School expressing appreciation for the help and assistance rendered by the Lodi Police Department in conjunction with the High School football games and related activities this past season.

FINAL MAP
PLYMOUTH
TRACT

A final map of the Plymouth Tract subdivision was presented for approval. Mayor Robinson objected to the street arrangement, which he felt could be improved by the extension of Elliot Place to the edge of the subdivision. On the motion of Councilman Richey, Mitchell second, the Council approved said final map for recordation and the streets and easements therein accepted as City streets subject to their improvement to City standards by the following vote:

AYES: Councilmen - Fuller, Hughes, Mitchell
and Richey.
NOES: Councilmen - Robinson
ABSENT: Councilmen - None

REPORT
COUNTY
DOG
CONTROL

Councilman Hughes reported that he had met with the representatives of the County Board of Supervisors and the other cities in the County to discuss county-wide dog control problems. He stated that no decisions had been reached; however, it had been agreed that the City of Lodi should feel free to proceed with its plans to replace its animal shelter since it would not interfere with the County's plans.

FIRE HOUSE
SITE

Mayor Robinson suggested that the City Council proceed with its discussion of a suitable site for a fire house. Mr. Weller suggested that the matter be investigated by himself and the Fire Chief after which an administrative recommendation could be submitted to the City Council. It was agreed that such a study should be undertaken and a report submitted to the Council by the first of February, 1956.

The meeting was adjourned at 10:35 p.m. on the order of the Mayor.

ATTEST:

HENRY A. GLAVES, JR.
City Clerk